IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 20799 of 2000

Between:

Market Merchants Youth Welfare Association Srikakulam,

Rep by its President Korada Hari Gopal, S/o. Late Ramayya,
Market Area, Srikakulam Town District.

..... PETITIONER

AND

-

1 The Inspector of Police, V.C.C.S.D. Srikakulam.
2 The Superintendent of Police, Srikakulam.
3 The District Collector, Srikakulam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction mostly one which is in the nature of Writ of Mandamus declaring the action of the Respondent in not following the Memo No.25779/POL.F/A1/95-1, Dt.22.6.1995 of the Government of Andhra Pradesh, Home (Police.F) Department, dt.22.6.1995 scrupulously and in continuing the harassment of the Jaggery traders in Srikakulam town as illegal, irregular, arbitrary, unjustified, Unconstitutional, unreasonable and unsustainable and direct the respondent to stop the harassment of jaggery traders by seizure of the Vehicles, trading of the premises etc.,, in any manner and allow them to carry on their business in storing, scale and transportation of jaggery in accordance with the law dully implementing the Memo No.25779/POL.F/A1/95-1 Dt.22.6.1995.

Counsel for the Petitioner: MR.P.VEERA REDDY

Counsel for Respondents: GP FOR HOME

The Court made the following :

ORDER:

The Market Merchants Youth Welfare Association seeks a direction to the respondents, namely, the District Collector, Superintendent of Police and the Inspector of Police (Vigilance cell) Srikakulam to implement the orders of the Government in Memo

No.25779/POL.F/A1/95-1 dated 22.6.1995 whereby and whereuner the Government requested the Director General and Inspector General of Police, Government of A.P, to issue suitable instructions to all the Superintendent of Police in the District, not to harass jaggery traders, and allow the vehicles transporting jaggery with valid documents.

A direction was already issued by the Government to the Head of the Police of Andhra Pradesh. When the directions are so clear, again a Writ of Mandamus cannot be issued to the police to implement the orders of the Government. Further, no specific instances of harassment are pointed out in the affidavit accompanying the writ petition. On vague allegations, the writ petitions cannot be entertained.

The Writ Petition, with the above observations, is accordingly disposed of. No costs.

_____

V.V.S. RAO, J.

6th July, 2005

Js

To

1 The Inspector of Police, V.C.C.S.D. Srikakulam.
2 The Superintendent of Police, Srikakulam.
3 The District Collector, Srikakulam.

4 Two CCs to G.P. for Home, High Court Buildings,

Hyderabad.

5 2 CD copies.